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Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples

Consolidated draft resolution submitted by the Chairman

Questions of American Samoa, Anguilla, Bermuda, the British Virgin Islands, the Cayman Islands, Guam, Montserrat, Pitcairn, Saint Helena, the Turks and Caicos Islands and the United States Virgin Islands

A
General

The General Assembly,

Having considered the questions of the Non-Self-Governing Territories of American Samoa, Anguilla, Bermuda, the British Virgin Islands, the Cayman Islands, Guam, Montserrat, Pitcairn, Saint Helena, the Turks and Caicos Islands and the United States Virgin Islands, hereinafter referred to as "the Territories",

Having examined the relevant chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples,[1]

Recalling all resolutions and decisions of the United Nations relating to those Territories, including, in particular, the resolutions adopted by the General Assembly at its sixtieth session on the individual Territories covered by the present resolution,

Recognizing that all available options for self-determination of the Territories are valid as long as they are in accordance with the freely expressed wishes of the peoples concerned and in conformity with the clearly defined principles contained in resolutions 1514 (XV) of 14 December 1960, 1541 (XV) of 15 December 1960 and other resolutions of the Assembly,

[1] *Official Records of the General Assembly, Sixtieth Session, Supplement No. 23* (A/60/23), chap. IX.

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Recalling General Assembly resolution 1541 (XV), containing the principles that should guide Member States in determining whether or not an obligation exists to transmit the information called for under Article 73 *e* of the Charter of the United Nations,

Expressing its concern that more than forty-five years after the adoption of the Declaration on the Granting of Independence to Colonial Countries and Peoples,[2] there still remain a number of Non-Self-Governing Territories,

Conscious of the importance of continuing effective implementation of the Declaration, taking into account the target set by the United Nations to eradicate colonialism by 2010 and the plan of action for the Second International Decade for the Eradication of Colonialism,[3]

Recognizing that the specific characteristics and the sentiments of the peoples of the Territories require flexible, practical and innovative approaches to the options of self-determination, without any prejudice to territorial size, geographical location, size of population or natural resources,

Taking note of the stated positions of the Government of the United Kingdom of Great Britain and Northern Ireland, and the stated position of the Government of the United States of America on the Non-Self-Governing Territories under their administration,

Taking note also of the stated positions of the representatives of the Non-Self-Governing Territories before the Special Committee and in its regional seminars,

Noting the constitutional developments in some Non-Self-Governing Territories affecting the internal structure of governance about which the Special Committee has received information,

Aware of the importance both to the Territories and to the Special Committee of the participation of elected and appointed representatives of the Territories in the work of the Special Committee,

Convinced that the wishes and aspirations of the peoples of the Territories should continue to guide the development of their future political status and that referendums, free and fair elections and other forms of popular consultation play an important role in ascertaining the wishes and aspirations of the people,

Convinced also that any negotiations to determine the status of a Territory must take place with the active involvement and participation of the people of that Territory, under the supervision of the United Nations, on a case-by-case basis, and that the views of the peoples of the Non-Self-Governing Territories in respect of their right to self-determination should be ascertained,

Aware of the importance of the international financial services for the economies of some of the Non-Self-Governing Territories,

Noting the continued cooperation of the Non-Self-Governing Territories at the local and regional levels, including participation in the work of regional organizations,

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[2] Resolution 1514 (XV).

[3] See A/56/61, annex.

Mindful that United Nations visiting and special missions provide an effective means of ascertaining the situation in the Territories, that some Territories have not received a United Nations visiting mission for a long time and that no visiting missions have been sent to some of the Territories, and considering the possibility of sending further visiting missions to the Territories at an appropriate time and in consultation with the administering Powers,

Mindful also that, in order for the Special Committee to enhance its understanding of the political status of the peoples of the Territories and to fulfil its mandate effectively, it is important for it to be apprised by the administering Powers and to receive information from other appropriate sources, including the representatives of the Territories, concerning the wishes and aspirations of the peoples of the Territories,

Recognizing the need for the Special Committee to ensure that the appropriate bodies of the United Nations embark actively on a public awareness campaign aimed at assisting the peoples of the Territories in gaining an understanding of the options of self-determination,

Mindful, in this connection, that the holding of regional seminars in the Caribbean and Pacific regions and at Headquarters and other venues, with the active participation of representatives of the Non-Self-Governing Territories, provides a helpful means for the Special Committee to fulfil its mandate, and that the regional nature of the seminars, which alternate between the Caribbean and the Pacific, is a crucial element in the context of a United Nations programme for ascertaining the political status of the Territories,

Mindful also that the 2006 Pacific regional seminar, originally scheduled to convene from 23 to 25 May 2006 in Timor-Leste, is to be rescheduled to a later date in 2006,

Conscious of the particular vulnerability of the Territories to natural disasters and environmental degradation, and, in this connection, bearing in mind the applicability to the Territories of the programmes of action of all United Nations world conferences[4] and special sessions of the General Assembly in the economic and social sphere,

Noting with appreciation the contribution to the development of some Territories by specialized agencies and other organizations of the United Nations system, in particular the United Nations Development Programme, the Economic Commission for Latin America and the Caribbean and the Economic and Social Commission for Asia and the Pacific, as well as regional institutions such as the

[4] See *Report of the United Nations Conference on Environment and Development, Rio de Janeiro, 3-14 June 1992* (United Nations publication, Sales No. E.93.I.8 and corrigenda), vol. I: *Resolutions adopted by the Conference*; A/CONF.172/9, chap. I; *Report of the Global Conference on the Sustainable Development of Small Island Developing States, Bridgetown, Barbados, 25 April-6 May 1994* (United Nations publication, Sales No. E.94.I.18 and corrigenda), chap. I; *Report of the International Conference on Population and Development, Cairo, 5-13 September 1994*, (United Nations publication, Sales No. E.95.XIII.18), chap. I, resolution 1, annex; *Report of the United Nations Conference on Human Settlements (Habitat II), Istanbul, 3-14 June 1996* (United Nations publication, Sales No. E.97.IV.6), chap. I, resolution 1, annex II; *Report of the World Summit on Sustainable Development, Johannesburg, South Africa, 26 August-4 September 2002* (United Nations publication, Sales No. E.03.II.A.1 and corrigendum), chap. I, resolution 2, annex; and A/CONF.189/12 and Corr.1, chap. I.

Caribbean Development Bank, the Caribbean Community, the Organization of Eastern Caribbean States, the Pacific Islands Forum and the agencies of the Council of Regional Organizations in the Pacific,

Aware that the Human Rights Committee, as part of its mandate under the International Covenant on Civil and Political Rights,[5] reviews the status of the self-determination process of small island Territories under examination by the Special Committee,

Recalling the ongoing efforts of the Special Committee in carrying out a critical review of its work with the aim of making appropriate and constructive recommendations and decisions to attain its objectives in accordance with its mandate,

Recognizing that the annual background working papers prepared by the Secretariat on developments in each of the small Territories,[6] as well as the substantive documentation and information furnished by independent experts, scholars, non-governmental organizations and other independent sources, have provided important inputs in updating the present resolution,

1. *Reaffirms* the inalienable right of the peoples of the Territories to self-determination, in conformity with the Charter of the United Nations and with General Assembly resolution 1514 (XV) of 14 December 1960, containing the Declaration on the Granting of Independence to Colonial Countries and Peoples;

2. *Also reaffirms* that, in the process of decolonization, there is no alternative to the principle of self-determination, which is also a fundamental human right, as recognized under the relevant human rights conventions;

3. *Further reaffirms* that it is ultimately for the peoples of the Territories themselves to determine freely their future political status in accordance with the relevant provisions of the Charter, the Declaration and the relevant resolutions of the General Assembly, and in that connection reiterates its long-standing call for the administering Powers, in cooperation with the territorial Governments and appropriate bodies of the United Nations system, to develop political education programmes for the Territories in order to foster an awareness among the people of their right to self-determination in conformity with the legitimate political status options, based on the principles clearly defined in General Assembly resolution 1541 (XV) of 15 December 1960;

4. *Requests* the administering Powers to transmit regularly to the Secretary-General information called for under Article 73 *e* of the Charter;

5. *Stresses* the importance of the Special Committee being apprised of the views and wishes of the peoples of the Territories and enhancing its understanding of their conditions, including the nature and scope of the existing political and constitutional arrangements between the Non-Self-Governing Territories and their respective administering Powers;

6. *Reaffirms* the responsibility of the administering Powers under the Charter to promote the economic and social development and to preserve the cultural identity of the Territories, and recommends that priority continue to be

[5] See resolution 2200 (XXI), annex.

[6] See A/AC.109/2006/3-8, 11-13, 15 and 16.

given, in consultation with the territorial Governments concerned, to the strengthening and diversification of their respective economies;

7. *Requests* the Special Committee to continue to follow closely the developments in legislation in the area of international financial services and their impact on the economy in some of the Territories;

8. *Requests* the Territories and the administering Powers to take all necessary measures to protect and conserve the environment of the Territories against any degradation, and once again requests the specialized agencies concerned to continue to monitor environmental conditions in those Territories;

9. *Welcomes* the participation of the Non-Self-Governing Territories in regional activities, including the work of regional organizations;

10. *Stresses* the importance of implementing the plan of action for the Second International Decade for the Eradication of Colonialism,[1] in particular by expediting the application of the work programme for the decolonization of each Non-Self-Governing Territory, on a case-by-case basis, and by completing the periodic analyses of the progress and extent of the implementation of the Declaration in each Territory;

11. *Calls upon* the administering Powers to participate in and cooperate fully with the work of the Special Committee in order to implement provisions of Article 73 *e* of the Charter and the Declaration, and in order to advise the Special Committee on the implementation of provisions under Article 73 *b* of the Charter on efforts to promote self-government in the Territories;

12. *Urges* Member States to contribute to the efforts of the United Nations to usher in a world free of colonialism within the Second International Decade for the Eradication of Colonialism, and calls upon them to continue to give their full support to the Special Committee in its endeavours towards that noble goal;

13. *Notes* that a number of Non-Self-Governing Territories have expressed concern at the procedure followed by some administering Powers, contrary to the wishes of the Territories themselves, of amending or enacting legislation for application to the Territories, either through Orders in Council, in order to apply to the Territories the international treaty obligations of the administering Power, or through unilateral application of laws and regulations;

14. *Takes note* of the constitutional reviews in the Territories administered by the United Kingdom of Great Britain and Northern Ireland, and led by the territorial Governments, designed to address the internal constitutional structure within the present territorial arrangement;

15. *Also takes note* of the report of the Secretary-General on the midterm review of the Second International Decade for the Eradication of Colonialism,[7] and reiterates its long-standing request that the Secretary-General report to the General Assembly at its next session on the implementation of decolonization resolutions adopted since the declaration of the First and Second International Decades;

16. *Reiterates its request* that the Human Rights Committee collaborate with the Special Committee, within the framework of its mandate on the right to

[7] A/60/71.

self-determination as contained in the International Covenant on Civil and Political Rights[5] with the aim of exchanging information, given that the Committee reviews political and constitutional developments in many of the Non-Self-Governing Territories that are under review by the Special Committee;

17. *Requests* the Special Committee to collaborate with the Permanent Forum on Indigenous Issues and the Committee on the Elimination of Racial Discrimination, within the framework of their respective mandates, with the aim of exchanging information on developments in those Non-Self-Governing Territories which are reviewed by each United Nations body;

18. *Also requests* the Special Committee to continue to examine the question of the Non-Self-Governing Territories and to report thereon to the General Assembly at its sixty-second session and on the implementation of the present resolution.

B
Individual territories

The General Assembly,

Referring to resolution A above,

I. American Samoa

Taking note of the working paper prepared by the Secretariat on American Samoa[8] and other relevant information,

Taking note also of the position of the administering Power and the statements of representatives of American Samoa made in the regional seminars expressing satisfaction with the Territory's present relationship with the United States of America,

Noting that the Territory's non-voting delegate to the Congress of the United States of America has formally requested that the administering Power declare its official position on the status of American Samoa before the Special Committee,

Noting with satisfaction the establishment of the Future Political Status Study Commission, which began its work in June 2006, to study alternative forms of future political status open to American Samoa and assess the advantages and disadvantages of each,

Recalling the negative economic impacts of Cyclone Heta in 2004 and Cyclone Olaf in 2005 on the agricultural sector, noting the importance to the economy of remittances and tourism, and bearing in mind the request of the territorial Government to the administering Power to continue to extend favourable tax benefits with regard to its exports,

1. *Notes* that the Department of the Interior of the United States of America provides that the Secretary of the Interior has administrative jurisdiction over American Samoa;[9]

[8] A/AC.109/2006/7.

[9] Pursuant to Secretary's Order 2657, Department of the Interior, United States of America.

2. *Also notes* that American Samoa continues to be the only United States Territory to receive financial assistance from the administering Power for the operations of the territorial government, and calls upon the administering Power to continue to assist the territorial Government in the diversification of its economy;

3. *Welcomes* the invitation extended to the Special Committee by the Governor of American Samoa and reiterated, most recently at the Caribbean regional seminar held in Canouan, Saint Vincent and the Grenadines, from 17 to 19 May 2005, to send a visiting mission to the Territory, calls upon the administering Power to facilitate such a mission, and requests the Chairman of the Committee to take all the necessary steps to that end;

4. *Takes note* of the statement of the representative of the Governor of the Territory at the Caribbean regional seminar in 2005 requesting the Special Committee to provide information on the process of self-governance, which could be provided within the context of a visiting mission, or by other acceptable means;

5. *Requests* the administering Power to assist the Territory in facilitating the work of the newly established Future Political Status Study Commission, consistent with Article 73 *b* of the Charter of the United Nations, and calls upon the relevant United Nations organizations to provide assistance to the Territory, if requested, in the context of its public education programme;

II. Anguilla

Taking note of the working paper prepared by the Secretariat on Anguilla[10] and other relevant information,

Taking note also of the constitutional review process resumed by the territorial Government in 2006,

Recalling the holding of the 2003 Caribbean regional seminar in Anguilla, the first time that the seminar had been held in a Non-Self-Governing Territory, and the desire of the territorial Government and the people of Anguilla for a visiting mission by the Special Committee,

Noting the appointment by the administering Power of a new Governor who maintains reserved powers in the Territory,

Aware that the Government has placed a halt on all new and major foreign investment tourism-related projects in order to carefully manage the development of the island's economy to achieve long-term sustainability,

1. *Welcomes* the establishment of a new Constitutional and Electoral Reform Commission in 2006, with the aim of making recommendations to the administering Power on proposed changes to the Constitution in place in the Territory;

2. *Notes* that changes in the visa requirements for Anguillan passport holders entering nearby French Saint Martin could make it more difficult for them to enter the French overseas department, the closest neighbour to the Territory;

[10] A/AC.109/2006/4.

3. *Welcomes* the participation of the Territory as an associate member of the Caribbean Community, the Organization of Eastern Caribbean States and the Economic Commission for Latin America and the Caribbean;

III. Bermuda

Taking note of the working paper prepared by the Secretariat on Bermuda[11] and other relevant information,

Conscious of the different viewpoints of the political parties on the future status of the Territory,

Noting the statement of the Premier of Bermuda in his Founder's Day address that there could never be a true democracy as long as the country remains a colony or an overseas dependent Territory, and that only with independence can national unity be forged and pride in being Bermudian fully developed,

Bearing in mind the conclusions of the report of the United Nations special mission to Bermuda, which visited the Territory in March and May 2005,[12]

1. *Welcomes* the dispatch of the United Nations special mission to Bermuda at the request of the territorial Government and with the concurrence of the administering Power, which provided information to the people of the Territory on the role of the United Nations in the process of self-determination, on the legitimate political status options as clearly defined in General Assembly resolution 1541 (XV) and on the experiences of other small States that have achieved a full measure of self-government;

2. *Also welcomes* the 2005 report of the Bermuda Independence Commission, which provides a thorough and meticulous examination of the facts surrounding independence, and takes note of the plans for public meetings and the presentation of a green paper to the House of Assembly followed by a white paper outlining the policy proposals for an independent Bermuda;

3. *Decides* to follow closely the public consultations on the future political status of Bermuda under way in the Territory, and requests the relevant United Nations organizations to provide assistance to the Territory, if requested, in the context of its public education programme;

IV. British Virgin Islands

Taking note of the working paper prepared by the Secretariat on the British Virgin Islands[13] and other relevant information,

Recalling the 1993 report of the Constitutional Commissioners, appointed by the administering Power to review the existing Constitution, and its recommendation to assess the costs, obligations and liabilities of independence, and the 1996 debate on the report in the Legislative Council,

Welcoming the establishment of the Constitutional Commission in 2004 and the completion of its report in 2005 providing recommendations on constitutional

[11] A/AC.109/2006/6.
[12] A/AC.109/2005/19.
[13] A/AC.109/2006/12.

modernization, and noting that the Legislative Council of the Territory debated the report in 2005,

Noting the appointment by the administering Power of a new Governor who maintains reserved powers in the Territory,

Also noting that the Territory continues to emerge as one of the world's leading offshore financial centres,

1. *Takes note* of the statement made by the representative of the Legislative Council of the Territory at the Caribbean regional seminar held in Canouan, Saint Vincent and the Grenadines, from 17 to 19 May 2005, who presented an analysis of the internal constitutional review process;

2. *Welcomes* the 2005 report of the Constitutional Commission, which contains a series of recommendations on constitutional advancement, including the scaling back of the powers of the appointed Governor, and also welcomes the discussions which commenced in 2006 between the elected Government and the administering Power on constitutional advancement and devolution of power;

3. *Further welcomes* the ongoing work of the Inter-Virgin Islands Council between the elected Governments of the British Virgin Islands and the United States Virgin Islands as a mechanism for functional cooperation between the two neighbouring Territories;

V. Cayman Islands

Taking note of the working paper prepared by the Secretariat on the Cayman Islands[14] and other relevant information,

Noting the 2002 report of the Constitutional Modernization Review Commission, which contained a draft constitution for the consideration of the people of the Territory, the 2003 draft constitution offered by the administering Power and the subsequent discussions between the Territory and the administering Power in 2003,

Also noting the 2003 visit to the Territory by the Chairman of the Special Committee at the invitation of the Cayman Islands Chamber of Commerce,

1. *Takes note* of the decision by the new territorial Government to reopen discussions with the administering Power in 2006 on constitutional modernization with the aim of ascertaining the views of the people by way of referendum;

2. *Also takes note* of the statement made by the representative of the Non-Governmental Organizations Constitutional Working Group of the Cayman Islands Chamber of Commerce at the Caribbean regional seminar held in Canouan, Saint Vincent and the Grenadines, from 17 to 19 May 2005, which called for a comprehensive educational programme, to be defined by the Special Committee, on the issue of self-determination, as well as a visiting mission to the Territory;

[14] A/AC.109/2006/16.

VI. Guam

Taking note of the working paper prepared by the Secretariat on Guam[15] and other relevant information,

Recalling that, in a referendum held in 1987, the registered and eligible voters of Guam endorsed a draft Guam Commonwealth Act that would establish a new framework for relations between the Territory and the administering Power, providing for a greater measure of internal self-government for Guam and recognition of the right of the Chamorro people of Guam to self-determination for the Territory,

Recalling also the requests by the elected representatives and non-governmental organizations of the Territory that Guam not be removed from the list of the Non-Self-Governing Territories with which the Special Committee is concerned, pending the self-determination of the Chamorro people and taking into account their legitimate rights and interests,

Aware that negotiations between the administering Power and the territorial Government on the draft Guam Commonwealth Act are no longer continuing and that Guam has established the process for a self-determination vote by the eligible Chamorro voters,

Cognizant that the administering Power continues to implement its programme of transferring surplus federal land to the Government of Guam,

Noting that the people of the Territory have called for reform in the programme of the administering Power with respect to the thorough, unconditional and expeditious transfer of land property to the people of Guam,

Aware of concerns expressed by many residents regarding the potential social and other impacts of the impending transfer of additional military personnel of the administering Power to the Territory,

Conscious that immigration into Guam has resulted in the indigenous Chamorros becoming a minority in their homeland,

Recalling the dispatch in 1979 of a United Nations visiting mission to the Territory, and noting the recommendation of the 1996 Pacific regional seminar for sending a visiting mission to Guam,

Also recalling the invitation made in 2000 by the Governor and legislature of the Territory to hold the Pacific regional seminar in the Territory and the opposition to the invitation expressed by the administering Power,

1. *Calls once again upon* the administering Power to take into consideration the expressed will of the Chamorro people as supported by Guam voters in the plebiscite of 1987 and as provided for in Guam law, encourages the administering Power and the territorial Government of Guam to enter into negotiations on the matter, and requests the administering Power to inform the Secretary-General of progress to that end;

2. *Requests* the administering Power to continue to assist the elected territorial Government in achieving its political, economic and social goals;

[15] A/AC.109/2006/8.

3. *Also requests* the administering Power, in cooperation with the territorial Government, to continue to transfer land to the original landowners of the Territory, to continue to recognize and respect the political rights and the cultural and ethnic identity of the Chamorro people of Guam and to take all necessary measures to respond to the concerns of the territorial Government with regard to the question of immigration;

4. *Further requests* the administering Power to cooperate in establishing programmes specifically intended to promote the sustainable development of economic activities and enterprises, noting the special role of the Chamorro people in the development of Guam;

5. *Takes note* of the request by the elected Governor to the administering Power to lift restrictions to allow for foreign airlines to transport passengers between Guam and the United States of America to provide for a more competitive market and increased visitor arrivals;

VII. Montserrat

Taking note of the working paper prepared by the Secretariat on Montserrat[16] and other relevant information,

Taking note with interest of the statements made and the information on the political and economic situation in Montserrat provided by the Chief Minister of the Territory to the Caribbean regional seminar, held at The Valley, Anguilla, from 20 to 22 May 2003,

Noting with concern the continued consequences of a volcanic eruption, which led to the evacuation of three quarters of the Territory's population to safe areas of the island and to areas outside the Territory, which continues to have enduring consequences for the economy of the island,

Welcoming the continued assistance provided to the Territory by States members of the Caribbean Community, in particular Antigua and Barbuda, which has offered safe refuge and access to educational and health facilities, as well as employment for thousands who have left the Territory,

Noting the continuing efforts of the administering Power and the territorial Government to deal with the consequences of the volcanic eruption,

1. *Calls upon* the administering Power, the specialized agencies and other organizations of the United Nations system, as well as regional and other organizations, to continue to provide assistance to the Territory in alleviating the consequences of the volcanic eruption;

2. *Recalls* the 2002 report of the Constitutional Review Commission, which contains a series of recommendations on constitutional advancement, including the devolution of power from the appointed Governor to the elected Government, and the call in favour of a free-association arrangement;

3. *Welcomes* the convening of a committee of the House of Assembly in 2005 to review the report, and the subsequent discussions between the elected

[16] A/AC.109/2006/13 and Corr.1.

Government and the administering Power on constitutional advancement and devolution of power;

VIII. Pitcairn

Taking note of the working paper prepared by the Secretariat on Pitcairn[17] and other relevant information,

Taking into account the unique nature of Pitcairn in terms of population and area,

Noting the position of the representative of the elected Government, as expressed at the 2004 Pacific regional seminar, that the people of the Territory did not fully understand all the possibilities or the significance of the various self-determination options that might be available to them, and that the review of the Constitution was deferred to after 2006,

1. *Requests* the administering Power to continue its assistance for the improvement of the economic, social, educational and other conditions of the population of the Territory and to continue its discussions with the representatives of Pitcairn on how best to support their economic security;

2. *Takes note* of the position of the representative of the elected Government of the Territory favouring discussions on self-determination in advance of a constitutional review, and notes that a United Nations visiting mission to the Territory would heighten the awareness of the people of their political future;

IX. Saint Helena

Taking note of the working paper prepared by the Secretariat on Saint Helena[18] and other relevant information,

Taking into account the unique character of Saint Helena, its population and its natural resources,

Taking note of the constitutional review process led by the territorial Government and the consultative poll with regard to a new Constitution held in Saint Helena on 25 May 2005,

Aware of the efforts of the administering Power and the territorial authorities to improve the socio-economic conditions of the population of Saint Helena, in particular in the sphere of food production, continuing high unemployment and limited transport and communications,

Noting the importance of improving the infrastructure and accessibility of Saint Helena,

Noting also the importance of the right to nationality for Saint Helenians and their request that it, in principle, be included in the new Constitution,

Noting with concern the problem of unemployment on the island and the joint action of the administering Power and the territorial Government to deal with it,

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[17] A/AC.109/2006/5.

[18] A/AC.109/2006/3.

1. *Welcomes* the continuing constitutional review process and the recent consultative poll led by the Government of Saint Helena in cooperation with the administering Power;

2. *Also welcomes* the decision by the administering Power to provide funding for the construction of an international airport on Saint Helena to become operational in 2010, including all required infrastructure;

3. *Requests* the administering Power and relevant international organizations to continue to support the efforts of the territorial Government to address the socio-economic development challenges, including the high unemployment and the limited transport and communications problems, as well as to support the additional infrastructure required for the airport project;

4. *Calls upon* the administering Power to take into account the concerns of Saint Helenians with regard to the right to nationality;

X. Turks and Caicos Islands

Taking note of the working paper prepared by the Secretariat on the Turks and Caicos Islands[19] and other relevant information,

Recalling the 2002 report of the Constitutional Modernization Review Body, which examined the existing Constitution and made recommendations on the internal structure of government and devolution of power from the appointed Governor to the elected Government,

Welcoming the dispatch of the United Nations special mission to the Turks and Caicos Islands in 2006, at the request of the territorial Government and with the concurrence of the administering Power, which provided information to the people of the Territory on the role of the United Nations in the process of self-determination, on the legitimate political status options as clearly defined in General Assembly resolution 1541 (XV) and on the experiences of other small States that have achieved a full measure of self-government,

Taking note of the conclusions of the report of the United Nations special mission to the Turks and Caicos Islands,[20]

1. *Recalls* the statement made by the Chief Minister of the Territory at the Caribbean regional seminar held in Canouan, Saint Vincent and the Grenadines, from 17 to 19 May 2005, that his Government was in favour of a reasonable period of full internal self-government before moving to independence;

2. *Takes note* of the announcement made by the Chief Minister in 2006 of the conclusion of discussions between the territorial Government and the administering Power resulting in an agreement for an advance constitution, which would be circulated to the Government and the opposition for comment, and to the general public for information, with the consultative process concluding with a debate in the Legislative Council;

3. *Also takes note* of the significant and steady period of economic expansion, in particular over the last decade, fuelled by the emergence of high-end

[19] A/AC.109/2006/15.
[20] A/AC.109/2006/19.

tourism, and the need for attention to be paid to the enhancement of social cohesion in the Territory;

XI. United States Virgin Islands

Taking note of the working paper prepared by the Secretariat on the United States Virgin Islands[21] and other relevant information,

Taking note with interest of the statements made and the information provided by the representative of the Governor of the Territory at the Caribbean regional seminar held in Canouan, Saint Vincent and the Grenadines, from 17 to 19 May 2005,

Noting the continuing interest of the territorial Government in seeking associate membership in the Organization of Eastern Caribbean States and observer status in the Caribbean Community and the pending request by the Territory to the administering Power for the delegation of authority to proceed, as well as the 2003 resolution of the territorial legislature in support of that request,

Noting also the expressed interest of the territorial Government in being included in regional programmes of the United Nations Development Programme and in the records and archives management programme of the United Nations Educational, Scientific and Cultural Organization,

Recalling that the Territory has not received a United Nations visiting mission since 1977, and bearing in mind the formal request of the Territory for such a mission in 1993 to assist the Territory in its political education process and to observe the Territory's only referendum on political status options in its history,

Noting the ongoing cooperation between the territorial Government and Denmark on the repatriation of artefacts and archives, and the agreement between the Danish Human Rights Institute and the African Caribbean Reparations and Resettlement Alliance, a non-governmental organization based in the Territory, to examine the question of reparations between the people of Denmark and the people of the United States Virgin Islands with respect to the institution of slavery,

Also noting that the convening of a fifth Constitutional Convention to review the existing Revised Organic Act, which organizes the internal governance arrangement, has been postponed to 2007,

1. *Requests* the administering Power to continue to assist the territorial Government in achieving its political, economic and social goals;

2. *Once again requests* the administering Power to facilitate the participation of the Territory, as appropriate, in various organizations, in particular the Organization of Eastern Caribbean States, the Caribbean Community and the Association of Caribbean States;

3. *Calls for* the inclusion of the Territory in regional programmes of the United Nations Development Programme, consistent with the participation of other Non-Self-Governing Territories;

4. *Welcomes* the establishment of the Inter-Virgin Islands Council between the elected Governments of the United States Virgin Islands and the British Virgin

[21] A/AC.109/2006/11.

Islands as a mechanism of functional cooperation between the two neighbouring Territories;

5. *Notes* the position of the territorial Government supporting the ownership and control of the natural resources of the Territory, including marine resources, and its calls for the return of those marine resources to its jurisdiction.

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Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples

Draft resolution submitted by the Chairman

Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples

The General Assembly,

Having examined the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples,[1]

Recalling its resolution 1514 (XV) of 14 December 1960, containing the Declaration on the Granting of Independence to Colonial Countries and Peoples, and all its subsequent resolutions concerning the implementation of the Declaration, the most recent of which was resolution 60/119 of 8 December 2005, as well as the relevant resolutions of the Security Council,

Bearing in mind its resolution 55/146 of 8 December 2000, by which it declared the period 2001-2010 the Second International Decade for the Eradication of Colonialism, and the need to examine ways to ascertain the wishes of the peoples of the Non-Self-Governing Territories on the basis of resolution 1514 (XV) and other relevant resolutions on decolonization,

Welcoming the Plan of Implementation of the Decolonization Mandate 2006-2007,[2] which organizes the actions of the decolonization mandate to be carried out by the wider United Nations system,

Recognizing that the eradication of colonialism has been one of the priorities of the United Nations and continues to be one of its priorities for the decade that began in 2001,

Reconfirming the need to take measures to eliminate colonialism by 2010, as called for in its resolution 55/146,

[1] To be issued as *Official Records of the General Assembly, Sixty-first Session, Supplement No. 23* (A/61/23).

[2] A/60/853-E/2006/75, annex.

06-38219 (E) 130606

Reiterating its conviction of the need for the eradication of colonialism, as well as racial discrimination and violations of basic human rights,

Noting with satisfaction the achievements of the Special Committee in contributing to the effective and complete implementation of the Declaration and other relevant resolutions of the United Nations on decolonization,

Stressing the importance of the formal participation of the administering Powers in the work of the Special Committee,

Noting with interest the cooperation and active participation of some administering Powers in the work of the Special Committee, and encouraging the others also to do so,

Taking note that the Pacific regional seminar, originally scheduled to convene from 23 to 25 May 2006 in Timor-Leste, is to be rescheduled to a later date in 2006,

1. *Reaffirms* its resolution 1514 (XV) and all other resolutions and decisions on decolonization, including its resolution 55/146, by which it declared the period 2001-2010 the Second International Decade for the Eradication of Colonialism, and calls upon the administering Powers, in accordance with those resolutions, to take all necessary steps to enable the peoples of the Non-Self-Governing Territories concerned to exercise fully as soon as possible their right to self-determination, including independence;

2. *Reaffirms once again* that the existence of colonialism in any form or manifestation, including economic exploitation, is incompatible with the Charter of the United Nations, the Declaration on the Granting of Independence to Colonial Countries and Peoples and the Universal Declaration of Human Rights;[1]

3. *Reaffirms its determination* to continue to take all steps necessary to bring about the complete and speedy eradication of colonialism and the faithful observance by all States of the relevant provisions of the Charter, the Declaration on the Granting of Independence to Colonial Countries and Peoples and the Universal Declaration of Human Rights;

4. *Affirms once again its support* for the aspirations of the peoples under colonial rule to exercise their right to self-determination, including independence, in accordance with relevant resolutions of the United Nations on decolonization;

5. *Calls upon* the administering Powers to cooperate fully with the Special Committee to finalize before the end of 2007 a constructive programme of work on a case-by-case basis for the Non-Self-Governing Territories to facilitate the implementation of the mandate of the Special Committee and the relevant resolutions on decolonization, including resolutions on specific Territories;

6. *Commends* the professional, open and transparent referendum to determine the future status of Tokelau, held under United Nations supervision from 11 to 15 February 2006;

7. *Notes* that the referendum did not produce the two-thirds majority of the valid votes cast required by the General Fono to change the status of Tokelau as a Non-Self-Governing Territory under the administration of New Zealand,

[1] Resolution 217 A (III).

8. *Welcomes* the agreement of New Zealand and the Tokelau Council on Ongoing Government to maintain the referendum package of a draft constitution and draft treaty of free association as a possible future basis for an act of self-determination by Tokelau;

9. *Also welcomes* the dispatch of the United Nations special mission to the Turks and Caicos Islands, at the request of the territorial Government and with the concurrence of the administering Power, which provided information to the people of the Territory on the role of the United Nations in the process of self-determination, on the legitimate political status options, as clearly defined in resolution 1541 (XV) of 15 December 1960, and on the experiences of other small States which have achieved a full measure of self-government;

10. *Requests* the Special Committee to continue to seek suitable means for the immediate and full implementation of the Declaration and to carry out the actions approved by the General Assembly regarding the International Decade for the Eradication of Colonialism and the Second International Decade for the Eradication of Colonialism in all Territories that have not yet exercised their right to self-determination, including independence, and in particular:

(a) To formulate specific proposals to bring about an end to colonialism and to report thereon to the General Assembly at its sixty-second session;

(b) To continue to examine the implementation by Member States of resolution 1514 (XV) and other relevant resolutions on decolonization;

(c) To continue to examine the political, economic and social situation in the Non-Self-Governing Territories, and to recommend, as appropriate, to the General Assembly the most suitable steps to be taken to enable the populations of those Territories to exercise their right to self-determination, including independence, in accordance with relevant resolutions on decolonization, including resolutions on specific Territories;

(d) To finalize before the end of 2007 a constructive programme of work on a case-by-case basis for the Non-Self-Governing Territories to facilitate the implementation of the mandate of the Special Committee and the relevant resolutions on decolonization, including resolutions on specific Territories;

(e) To continue to dispatch visiting missions to the Non-Self-Governing Territories in accordance with relevant resolutions on decolonization, including resolutions on specific Territories;

(f) To conduct seminars, as appropriate, for the purpose of receiving and disseminating information on the work of the Special Committee, and to facilitate participation by the peoples of the Non-Self-Governing Territories in those seminars;

(g) To take all necessary steps to enlist worldwide support among Governments, as well as national and international organizations, for the achievement of the objectives of the Declaration and the implementation of the relevant resolutions of the United Nations;

(h) To observe annually the Week of Solidarity with the Peoples of Non-Self-Governing Territories;[4]

11. *Recognizes* that the plan of action of the Second International Decade for the Eradication of Colonialism, the case-by-case process of assessment of the attainment of self-government in each Territory, and the Plan of Implementation[2] for carrying out the decolonization mandate represent an important legislative authority for the attainment of self-government by the end of 2010;

12. *Calls upon* all States, in particular the administering Powers, as well as the specialized agencies and other organizations of the United Nations system, to give effect within their respective spheres of competence to the recommendations of the Special Committee for the implementation of the Declaration and other relevant resolutions of the United Nations;

13. *Calls upon* the administering Powers to ensure that the economic activities in the Non-Self-Governing Territories under their administration do not adversely affect the interests of the peoples but instead promote development, and to assist them in the exercise of their right to self-determination;

14. *Urges* the administering Powers concerned to take effective measures to safeguard and guarantee the inalienable rights of the peoples of the Non-Self-Governing Territories to their natural resources, including land, and to establish and maintain control over the future development of those resources, and requests the administering Powers to take all necessary steps to protect the property rights of the peoples of those Territories;

15. *Urges* all States, directly and through their action in the specialized agencies and other organizations of the United Nations system, to provide moral and material assistance to the peoples of the Non-Self-Governing Territories, and requests the administering Powers to take steps to enlist and make effective use of all possible assistance, on both a bilateral and a multilateral basis, in the strengthening of the economies of those Territories;

16. *Reaffirms* that the United Nations visiting missions to the Territories are an effective means of ascertaining the situation in the Territories, as well as the wishes and aspirations of their inhabitants, and calls upon the administering Powers to continue to cooperate with the Special Committee in the discharge of its mandate and to facilitate visiting missions to the Territories;

17. *Calls upon* the administering Powers that have not participated formally in the work of the Special Committee to do so at its session in 2007;

18. *Requests* the Secretary-General, the specialized agencies and other organizations of the United Nations system to provide economic, social and other assistance to the Non-Self-Governing Territories and to continue to do so, as appropriate, after they exercise their right to self-determination, including independence;

19. *Approves* the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples covering its work during 2006,[1] including the programme of work envisaged for 2007;

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[4] See resolution 54/91.

20. *Requests* the Secretary-General to provide the Special Committee with the facilities and services required for the implementation of the present resolution, as well as the other resolutions and decisions on decolonization adopted by the General Assembly and the Special Committee.

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General Assembly

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Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples

Draft resolution submitted by the Chairman

Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples by the specialized agencies and the international institutions associated with the United Nations

The General Assembly,

Having considered the item entitled "Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples by the specialized agencies and the international institutions associated with the United Nations",

Having also considered the report of the Secretary-General[1] and the report of the Economic and Social Council[2] on the item,

Having examined the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to the item,[3]

Recalling its resolutions 1514 (XV) of 14 December 1960 and 1541 (XV) of 15 December 1960 and the resolutions of the Special Committee, as well as other relevant resolutions and decisions, including in particular Economic and Social Council resolution 2005/49 of 27 July 2005,

Bearing in mind the relevant provisions of the final documents of the successive Conferences of Heads of State or Government of Non-Aligned Countries and of the resolutions adopted by the Assembly of Heads of State and Government of the African Union, the Pacific Islands Forum and the Caribbean Community,

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[1] A/61/62.

[2] E/2006/47.

[3] To be issued as *Official Records of the General Assembly, Sixty-first Session, Supplement No. 23* (A/61/23), chap. VI.

06-38213 (E) 130606

Conscious of the need to facilitate the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, contained in resolution 1514 (XV),

Noting that the large majority of the remaining Non-Self-Governing Territories are small island Territories,

Welcoming the assistance extended to Non-Self-Governing Territories by certain specialized agencies and other organizations of the United Nations system, in particular the United Nations Development Programme,

Also welcoming the current participation in the capacity of observers of those Non-Self-Governing Territories that are associate members of regional commissions in the world conferences in the economic and social sphere, subject to the rules of procedure of the General Assembly and in accordance with relevant United Nations resolutions and decisions, including resolutions and decisions of the Assembly and the Special Committee on specific Territories,

Noting that only some specialized agencies and other organizations of the United Nations system have been involved in providing assistance to Non-Self-Governing Territories,

Stressing that, because the development options of the small island Non-Self-Governing Territories are limited, there are special challenges to planning for and implementing sustainable development and that those Territories will be constrained in meeting the challenges without the continuing cooperation and assistance of the specialized agencies and other organizations of the United Nations system,

Stressing also the importance of securing the necessary resources for funding expanded programmes of assistance for the peoples concerned and the need to enlist the support of all major funding institutions within the United Nations system in that regard,

Reaffirming the mandates of the specialized agencies and other organizations of the United Nations system to take all appropriate measures, within their respective spheres of competence, to ensure the full implementation of General Assembly resolution 1514 (XV) and other relevant resolutions,

Expressing its appreciation to the African Union, the Pacific Islands Forum, the Caribbean Community and other regional organizations for the continued cooperation and assistance they have extended to the specialized agencies and other organizations of the United Nations system in this regard,

Expressing its conviction that closer contacts and consultations between and among the specialized agencies and other organizations of the United Nations system and regional organizations help to facilitate the effective formulation of programmes of assistance to the peoples concerned,

Mindful of the imperative need to keep under continuous review the activities of the specialized agencies and other organizations of the United Nations system in the implementation of the various United Nations resolutions and decisions relating to decolonization,

Bearing in mind the extremely fragile economies of the small island Non-Self-Governing Territories and their vulnerability to natural disasters, such as hurricanes,

cyclones and sea-level rise, and recalling the relevant resolutions of the General Assembly,

Recalling its resolution 60/112 of 8 December 2005 on the implementation of the Declaration by the specialized agencies and the international institutions associated with the United Nations,

1. *Takes note* of the report of the Secretary-General;[1]

2. *Recommends* that all States intensify their efforts in the specialized agencies and other organizations of the United Nations system in which they are members to ensure the full and effective implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, contained in General Assembly resolution 1514 (XV), and other relevant resolutions of the United Nations;

3. *Reaffirms* that the specialized agencies and other organizations and institutions of the United Nations system should continue to be guided by the relevant resolutions of the United Nations in their efforts to contribute to the implementation of the Declaration and all other relevant General Assembly resolutions;

4. *Reaffirms also* that the recognition by the General Assembly, the Security Council and other United Nations organs of the legitimacy of the aspirations of the peoples of the Non-Self-Governing Territories to exercise their right to self-determination entails, as a corollary, the extension of all appropriate assistance to those peoples;

5. *Expresses its appreciation* to those specialized agencies and other organizations of the United Nations system that have continued to cooperate with the United Nations and the regional and subregional organizations in the implementation of General Assembly resolution 1514 (XV) and other relevant resolutions of the United Nations, and requests all the specialized agencies and other organizations of the United Nations system to implement the relevant provisions of those resolutions;

6. *Requests* the specialized agencies and other organizations of the United Nations system and international and regional organizations to examine and review conditions in each Territory so as to take appropriate measures to accelerate progress in the economic and social sectors of the Territories;

7. *Urges* those specialized agencies and organizations of the United Nations system that have not yet provided assistance to Non-Self-Governing Territories to do so as soon as possible;

8. *Requests* the specialized agencies and other organizations and institutions of the United Nations system and regional organizations to strengthen existing measures of support and formulate appropriate programmes of assistance to the remaining Non-Self-Governing Territories, within the framework of their respective mandates, in order to accelerate progress in the economic and social sectors of those Territories;

9. *Requests* the specialized agencies and other organizations of the United Nations system concerned to provide information on:

(a) Environmental problems facing the Non-Self-Governing Territories;

(b) The impact of natural disasters, such as hurricanes and volcanic eruptions, and other environmental problems, such as beach and coastal erosion and droughts, on those Territories;

(c) Ways and means to assist the Territories to fight drug trafficking, money-laundering and other illegal and criminal activities;

(d) The illegal exploitation of the marine resources of the Territories and the need to utilize those resources for the benefit of the peoples of the Territories;

10. *Recommends* that the executive heads of the specialized agencies and other organizations of the United Nations system formulate, with the active cooperation of the regional organizations concerned, concrete proposals for the full implementation of the relevant resolutions of the United Nations and submit the proposals to their governing and legislative organs;

11. *Also recommends* that the specialized agencies and other organizations of the United Nations system continue to review at the regular meetings of their governing bodies the implementation of General Assembly resolution 1514 (XV) and other relevant resolutions of the United Nations;

12. *Welcomes* the adoption by the Economic Commission for Latin America and the Caribbean of its resolution 574 (XXVII) of 16 May 1998[4] and Commission resolution 598 (XXX) of 2 July 2004,[5] calling for the creation of mechanisms for its associate members to participate in the special sessions of the General Assembly, subject to the rules of procedure of the Assembly, to review and assess the implementation of the plans of action of those United Nations world conferences in which the Territories originally participated in the capacity of observer, and in the work of the Economic and Social Council and its subsidiary bodies;

13. *Takes note* of resolution 66 (XXI) of the United Nations Caribbean Development and Cooperation Committee adopted on 17 January 2006, in which the Committee expressed support for the implementation of Commission resolution 598 (XXX) and requested the Commission to disseminate a background note on the matter;

14. *Requests* the Chairman of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples to continue to maintain close contact on these matters with the President of the Economic and Social Council;

15. *Requests* the Department of Public Information of the Secretariat, in consultation with the United Nations Development Programme, the specialized agencies and the Special Committee, to prepare an information leaflet on assistance programmes available to the Non-Self-Governing Territories and to disseminate it widely in them;

16. *Welcomes* the continuing initiative exercised by the United Nations Development Programme in maintaining close liaison among the specialized agencies and other organizations of the United Nations system, including the

[4] See *Official Records of the Economic and Social Council, 1998, Supplement No. 21* (E/1998/41), chap. III, sect. G.

[5] Ibid., *2004, Supplement No. 21* (E/2004/41), sect. D.

Economic Commission for Latin America and the Caribbean and the Economic and Social Commission for Asia and the Pacific, and in providing assistance to the peoples of the Non-Self-Governing Territories;

17. *Encourages* the Non-Self-Governing Territories to take steps to establish and/or strengthen disaster preparedness and management institutions and policies;

18. *Requests* the administering Powers concerned to facilitate, when appropriate, the participation of appointed and elected representatives of Non-Self-Governing Territories in the relevant meetings and conferences of the specialized agencies and other organizations of the United Nations system, in accordance with relevant United Nations resolutions and decisions, including resolutions and decisions of the General Assembly and the Special Committee on specific Territories, so that the Territories may benefit from the related activities of those agencies and organizations;

19. *Recommends* that all Governments intensify their efforts in the specialized agencies and other organizations of the United Nations system of which they are members to accord priority to the question of providing assistance to the peoples of the Non-Self-Governing Territories;

20. *Requests* the Secretary-General to continue to assist the specialized agencies and other organizations of the United Nations system in working out appropriate measures for implementing the relevant resolutions of the United Nations and to prepare for submission to the relevant bodies, with the assistance of those agencies and organizations, a report on the action taken in implementation of the relevant resolutions, including the present resolution, since the circulation of his previous report;

21. *Commends* the Economic and Social Council for its debate and resolution on this question, and requests it to continue to consider, in consultation with the Special Committee, appropriate measures for the coordination of the policies and activities of the specialized agencies and other organizations of the United Nations system in implementing the relevant resolutions of the General Assembly;

22. *Requests* the specialized agencies to report periodically to the Secretary-General on the implementation of the present resolution;

23. *Requests* the Secretary-General to transmit the present resolution to the governing bodies of the appropriate specialized agencies and international institutions associated with the United Nations so that those bodies may take the necessary measures to implement the resolution, and also requests the Secretary-General to report to the General Assembly at its sixty-second session on the implementation of the present resolution;

24. *Requests* the Special Committee to continue to examine the question and to report thereon to the General Assembly at its sixty-second session.

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Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples

Draft resolution submitted by the Chairman

Economic and other activities which affect the interests of the peoples of the Non-Self-Governing Territories

The General Assembly,

Having considered the item entitled "Economic and other activities which affect the interests of the peoples of the Non-Self-Governing Territories",

Having examined the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to the item,[1]

Recalling General Assembly resolution 1514 (XV) of 14 December 1960, as well as all other relevant resolutions of the Assembly, including, in particular, resolutions 46/181 of 19 December 1991 and 55/146 of 8 December 2000,

Reaffirming the solemn obligation of the administering Powers under the Charter of the United Nations to promote the political, economic, social and educational advancement of the inhabitants of the Territories under their administration and to protect the human and natural resources of those Territories against abuses,

Reaffirming also that any economic or other activity that has a negative impact on the interests of the peoples of the Non-Self-Governing Territories and on the exercise of their right to self-determination in conformity with the Charter and General Assembly resolution 1514 (XV) is contrary to the purposes and principles of the Charter,

Reaffirming further that the natural resources are the heritage of the peoples of the Non-Self-Governing Territories, including the indigenous populations,

[1] See *Official Records of the General Assembly, Sixty-first Session, Supplement No. 23* (A/61/23).

06-38804 (E) 150606

Aware of the special circumstances of the geographical location, size and economic conditions of each Territory, and bearing in mind the need to promote the economic stability, diversification and strengthening of the economy of each Territory,

Conscious of the particular vulnerability of the small Territories to natural disasters and environmental degradation,

Conscious also that foreign economic investment, when undertaken in collaboration with the peoples of the Non-Self-Governing Territories and in accordance with their wishes, could make a valid contribution to the socio-economic development of the Territories and also to the exercise of their right to self-determination,

Concerned about any activities aimed at exploiting the natural and human resources of the Non-Self-Governing Territories to the detriment of the interests of the inhabitants of those Territories,

Bearing in mind the relevant provisions of the final documents of the successive Conferences of Heads of State or Government of Non-Aligned Countries and of the resolutions adopted by the Assembly of Heads of State and Government of the African Union, the Pacific Islands Forum and the Caribbean Community,

1. *Reaffirms* the right of peoples of Non-Self-Governing Territories to self-determination in conformity with the Charter of the United Nations and with General Assembly resolution 1514 (XV), containing the Declaration on the Granting of Independence to Colonial Countries and Peoples, as well as their right to the enjoyment of their natural resources and their right to dispose of those resources in their best interest;

2. *Affirms* the value of foreign economic investment undertaken in collaboration with the peoples of the Non-Self-Governing Territories and in accordance with their wishes in order to make a valid contribution to the socio-economic development of the Territories;

3. *Reaffirms* the responsibility of the administering Powers under the Charter to promote the political, economic, social and educational advancement of the Non-Self-Governing Territories, and reaffirms the legitimate rights of their peoples over their natural resources;

4. *Also reaffirms its concern* about any activities aimed at the exploitation of the natural resources that are the heritage of the peoples of the Non-Self-Governing Territories, including the indigenous populations, in the Caribbean, the Pacific and other regions, and of their human resources, to the detriment of their interests, and in such a way as to deprive them of their right to dispose of those resources;

5. *Further reaffirms* the need to avoid any economic and other activities that adversely affect the interests of the peoples of the Non-Self-Governing Territories;

6. *Calls once again upon* all Governments that have not yet done so to take, in accordance with the relevant provisions of General Assembly resolution 2621 (XXV) of 12 October 1970, legislative, administrative or other measures in respect of their nationals and the bodies corporate under their jurisdiction that own and

operate enterprises in the Non-Self-Governing Territories that are detrimental to the interests of the inhabitants of those Territories, in order to put an end to such enterprises;

7. *Reiterates* that the damaging exploitation and plundering of the marine and other natural resources of the Non-Self-Governing Territories, in violation of the relevant resolutions of the United Nations, are a threat to the integrity and prosperity of those Territories;

8. *Invites* all Governments and organizations of the United Nations system to take all possible measures to ensure that the permanent sovereignty of the peoples of the Non-Self-Governing Territories over their natural resources is fully respected and safeguarded in accordance with the relevant resolutions of the United Nations on decolonization;

9. *Urges* the administering Powers concerned to take effective measures to safeguard and guarantee the inalienable right of the peoples of the Non-Self-Governing Territories to their natural resources and to establish and maintain control over the future development of those resources, and requests the administering Powers to take all necessary steps to protect the property rights of the peoples of those Territories in accordance with the relevant resolutions of the United Nations on decolonization;

10. *Calls upon* the administering Powers concerned to ensure that no discriminatory working conditions prevail in the Territories under their administration and to promote in each Territory a fair system of wages applicable to all the inhabitants without any discrimination;

11. *Requests* the Secretary-General to continue, through all means at his disposal, to inform world public opinion of any activity that affects the exercise of the right of the peoples of the Non-Self-Governing Territories to self-determination in conformity with the Charter and General Assembly resolution 1514 (XV);

12. *Appeals* to trade unions and non-governmental organizations, as well as individuals, to continue their efforts to promote the economic well-being of the peoples of the Non-Self-Governing Territories, and also appeals to the media to disseminate information about the developments in this regard;

13. *Decides* to follow the situation in the Non-Self-Governing Territories so as to ensure that all economic activities in those Territories are aimed at strengthening and diversifying their economies in the interest of their peoples, including the indigenous populations, and at promoting the economic and financial viability of those Territories;

14. Requests the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples to continue to examine this question and to report thereon to the General Assembly at its sixty-second session.

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Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples

Fiji and Papua New Guinea: draft resolution

Question of New Caledonia

The General Assembly,

Having considered the question of New Caledonia,

Having examined the chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples relating to New Caledonia,[1]

Reaffirming the right of peoples to self-determination as enshrined in the Charter of the United Nations,

Recalling General Assembly resolutions 1514 (XV) of 14 December 1960 and 1541 (XV) of 15 December 1960,

Noting the importance of the positive measures being pursued in New Caledonia by the French authorities, in cooperation with all sectors of the population, to promote political, economic and social development in the Territory, including measures in the area of environmental protection and action with respect to drug abuse and trafficking, in order to provide a framework for its peaceful progress to self-determination,

Noting also, in this context, the importance of equitable economic and social development, as well as continued dialogue among the parties involved in New Caledonia in the preparation of the act of self-determination of New Caledonia,

Noting with satisfaction the intensification of contacts between New Caledonia and neighbouring countries of the South Pacific region,

[1] See *Official Records of the General Assembly, Sixty-first Session, Supplement No. 23* (A/61/23).

06-38810 (E) 150606

1. *Welcomes* the significant developments that have taken place in New Caledonia since the signing of the Nouméa Accord of 5 May 1998 by the representatives of New Caledonia and the Government of France;[2]

2. *Takes note* of the concerns expressed by some indigenous peoples in New Caledonia regarding their non-representation in the Territory's governmental and social structures;

3. *Urges* all the parties involved, in the interest of all the people of New Caledonia, to maintain, in the framework of the Nouméa Accord, their dialogue in a spirit of harmony;

4. *Notes* the relevant provisions of the Nouméa Accord aimed at taking more broadly into account the Kanak identity in the political and social organization of New Caledonia, and also those provisions of the Accord relating to control of immigration and protection of local employment;

5. *Also notes* the relevant provisions of the Nouméa Accord to the effect that New Caledonia may become a member or associate member of certain international organizations, such as international organizations in the Pacific region, the United Nations, the United Nations Educational, Scientific and Cultural Organization and the International Labour Organization, according to their regulations;

6. *Further notes* the agreement between the signatories of the Nouméa Accord that the progress made in the emancipation process shall be brought to the attention of the United Nations;

7. *Welcomes* the fact that the administering Power invited to New Caledonia, at the time the new institutions were established, a mission of information which comprised representatives of countries of the Pacific region;

8. *Calls upon* the administering Power to continue to transmit to the Secretary-General information as required under Article 73 *e* of the Charter;

9. *Invites* all the parties involved to continue promoting a framework for the peaceful progress of the Territory towards an act of self-determination in which all options are open and which would safeguard the rights of all sectors of the population, according to the letter and the spirit of the Nouméa Accord, which is based on the principle that it is for the populations of New Caledonia to choose how to control their destiny;

10. *Welcomes* the intention expressed by the President of France to resolve the question of voter registration before the end of his term;

11. *Also welcomes* the measures that have been taken to strengthen and diversify the New Caledonian economy in all fields, and encourages further such measures in accordance with the spirit of the Matignon and Nouméa Accords;

12. *Further welcomes* the importance attached by the parties to the Matignon and Nouméa Accords to greater progress in housing, employment, training, education and health care in New Caledonia;

[2] A/AC.109/2114, annex.

13. *Notes* the increase by the French Government in financial assistance to the Territory, amounting to 910 million euros in 2005 for health, education, payment of public-service salaries and funding development schemes;

14. *Acknowledges* the contribution of the Melanesian Cultural Centre to the protection of the indigenous Kanak culture of New Caledonia;

15. *Notes* the positive initiatives aimed at protecting the natural environment of New Caledonia, notably the "Zonéco" operation designed to map and evaluate marine resources within the economic zone of New Caledonia;

16. *Welcomes* the establishment of a new form of cooperation among Australia, France and New Zealand in terms of surveillance of fishing zones, in accordance with the wishes expressed by France during the France-Oceania summit in July 2003;

17. *Acknowledges* the close links between New Caledonia and the peoples of the South Pacific and the positive actions being taken by the French and territorial authorities to facilitate the further development of those links, including the development of closer relations with the countries members of the Pacific Islands Forum;

18. *Welcomes*, in this regard, the accession by New Caledonia to the status of observer in the Pacific Islands Forum, continuing high-level visits to New Caledonia by delegations from countries of the Pacific region and high-level visits by delegations from New Caledonia to countries members of the Pacific Islands Forum, and notes with satisfaction the request by New Caledonia, with the approval and support of the French authorities, to obtain associate member status in the Pacific Islands Forum;

19. *Welcomes also* the cooperative attitude of other States and Territories in the region towards New Caledonia, its economic and political aspirations and its increasing participation in regional and international affairs;

20. *Welcomes further* the endorsement of the report of the Forum Ministerial Committee on New Caledonia by leaders of the Pacific Islands Forum at its 36th Summit, in October 2005 in Papua New Guinea, and the continuing role of the Forum Ministerial Committee in monitoring developments in the Territory and encouraging closer regional engagements;

21. *Decides* to keep under continuous review the process unfolding in New Caledonia as a result of the signing of the Nouméa Accord;

22. *Requests* the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples to continue the examination of the question of the Non-Self-Governing Territory of New Caledonia and to report thereon to the General Assembly at its sixty-second session.